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FISCAL IMPACT STATEMENT

LS 6228

BILL NUMBER: SB 29

NOTE PREPARED: Nov 15, 2002

BILL AMENDED:

SUBJECT: Restorative Justice.

FIRST AUTHOR: Sen. Clark

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: **GENERAL**
 DEDICATED
 FEDERAL

IMPACT: Local

Summary of Legislation: This bill has the following provisions:

(A) It provides that a school corporation may allow a public school teacher to participate, without loss of pay or benefits, in a family group conference conducted through a restorative justice program under certain circumstances.

(B) It specifies that a juvenile court may require, as part of: (1) a program of informal adjustment; or (2) a dispositional decree; that a delinquent child who has committed an act that would be a crime if committed by an adult participate in a restorative justice program.

Effective Date: July 1, 2003.

Explanation of Local Expenditures: *Provision A:* Based on a survey of 61 school corporations conducted by Legislative Services Agency, the expense to hire a substitute teacher was found to range from \$37 to \$85 per day. The average expense for a non-licensed substitute teacher without a college degree was \$57. The average expense for a non-licensed substitute teacher with a college degree was \$59 (\$63 if the substitute teacher had a teacher's license).

Provision B: Counties may be need to add staff or coordinate the schedules of teachers, law enforcement officers, and other local personnel to develop restorative justice programs.

A juvenile is generally in an informal adjustment program for 6 to 12 months, depending on the discretion of the juvenile court.

During CY 2001, 6,324 juveniles were received into informal supervision programs in Indiana's counties.

Explanation of Local Revenues: Some of the costs of the program may be recovered through fees that counties are authorized to collect from the juveniles who participate in the program. Under current law, a fee of between \$5 and \$15 may be ordered by the court to be paid for each month that the child participates in the program.

State Agencies Affected:

Local Agencies Affected: Restorative justice programs currently operate in Marion, Madison, Porter, Elkhart, Orange, Washington, Crawford, and Harrison Counties.

Information Sources: Legislative Services Agency, Sample of school corporation substitute teacher reimbursement costs; *Indiana Probation Report, CY 2001 (in printing)*.

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